



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

RQ-3

March 18, 1999

McFall Kerbey III, Treasurer  
Capuano for Congress Committee  
660 Broadway Ste. 23  
Somerville, MA 02144

Identification Number: C00336388

Reference: October Quarterly (8/27/98-9/30/98), 30 Day Post-General (10/15/98-11/23/98) Reports

Dear Mr. Kerbey:

On February 16, 1999, you were notified that a review of the above-referenced report(s) raised questions as to specific contributions and/or expenditures, and the reporting of certain information required by the Federal Election Campaign Act.

Your February 18, 1999 and February 20, 1999 responses are incomplete because you have not provided all the requested information. For these response to be considered adequate, the following information is still required.

-You have indicated that several loans itemized on your reports are draws on the home equity account of the candidate. You state that the account, "has been in place since the early 1980's and has been used for a variety of purposes, certainly prior to and other than the current campaign". Furthermore, you explain that the account is a general purpose account subject to the balance available. Please clarify if the amount of the line of credit has changed since its inception in the early 1980's until you began drawing against it in connection with your current campaign. A significant increase in this line of credit could indicate that portions of these loans were in fact draws on a line of credit that was established for the purpose of your campaign. If this is the case this amount would not be considered "personal funds" of the candidate and would be subject to Commission regulations concerning loans and lines of credit.

If this information is not received by the Commission within fifteen (15) days from